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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TERESA MACCLELLAND, *Et Al.*,
For Themselves, As Private Attorneys
General, and On Behalf Of All Others
Similarly Situated.

Plaintiffs,

CELLCO PARTNERSHIP
D/B/A VERIZON WIRELESS; and
VERIZON COMMUNICATIONS INC..

Defendants.

Case No. 3:21-cv-08592-EMC

**STIPULATION AND [PROPOSED]
ORDER CONTINUING
STATUS CONFERENCE**

[Hon. Edward M. Chen]

Further Status Conference

Date: January 16, 2024

Time: 2:30 p.m.

Courtroom: By Zoom

STIPULATION

WHEREAS, this civil action has been settled pursuant to a written class action settlement agreement that was preliminarily approved on December 15, 2023, in the proceeding captioned *Dean Esposito v. Cellco Partnership d/b/a Verizon Wireless*, New Jersey Superior Court Middlesex County Law Division Docket No. MID-L-6360-23 (“*Esposito*”);

WHEREAS, if the settlement agreement is granted final approval at the Fairness Hearing scheduled for March 22, 2024, then the nationwide settlement would resolve the claims of class members in 50 states and in the District of Columbia, would resolve the *Esposito* action and would resolve the following class actions:

- *MacClelland, et al. v. Cellco Partnership d/b/a Verizon Wireless, et al.*, U.S.

District Court for the Northern District of California Case No. 3:21-cv-08592-EMC (“*MacClelland*”);

- *Corsi, et al. v. Cellco Partnership d/b/a Verizon Wireless, et al.*, U.S. District

Court for the District of New Jersey Case No. 3:22-cv-04621-ZNQ-RLS (“*Corsi*”);

- *Allen, et al. v. Cellco Partnership d/b/a Verizon Wireless, et al.*, U.S. District

Court for the District of New Jersey Case No. 3:23-cv-01138-ZNQ-JBD ("Allen"); and

[•] *Ahey, et al. v. Cellco Partnership d/b/a Verizon Wireless, et al.*, New Jersey

Superior Court Middlesex County Law Division Case No. MID-L-000160-22 ("Achev");

WHEREAS, the settlement agreement states that, if the *Esposito* court grants final approval, then the operative complaints in *MacClelland, Corsi, Allen, Achev* and *Esposito* will at that time be voluntarily dismissed;

WHEREAS, this civil action should not at this time be dismissed;

WHEREAS, pursuant to this Court's Civil Minutes dated May 23, 2023 (Dkt. 83), this Court is scheduled to conduct a Status Conference on Tuesday, January 16, 2024;

NOW, THEREFORE, pursuant to Civil Local Rule 7-12, Plaintiffs Teresa MacClelland, *et al.*, and Defendants Celco Partnership d/b/a Verizon Wireless and Verizon Communications Inc. hereby STIPULATE and AGREE as follows:

1. This Court should continue the Status Conference currently scheduled for

1 Tuesday, January 16, 2024, to occur instead at 2:30 p.m. on Tuesday, April 23, 2024 (or
2 whatever later date is convenient to the Court); and

3 2. This Court not need take any other action at this time.

4
5 Dated: December 22, 2023

Respectfully submitted,

6 DENITTIS OSEFCHEN PRINCE, P.C.

7 By: /s/ Stephen P. DeNittis
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21 By: /s/ Shon Morgan

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26 *Counsel for Defendants Cellco Partnership*
d/b/a Verizon Wireless and Verizon Communications Inc.

1 **CERTIFICATION UNDER CIVIL L.R. 5-1(h)(3)**

2 The filer of this document, Paul Karl Lukacs, hereby attests that each of the other
3 signatories has concurred in the filing of this document.

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5 Dated: December 22, 2023

By: /s/ Paul Karl Lukacs

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10 **ORDER**

11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

12 The Status Conference currently scheduled for Tuesday, January 16, 2024, is hereby
13 CONTINUED to 2:30 p.m. on Tuesday, April 23, 2024.

14
15
16
17 Dated: December ___, 2023

18 _____
19 HON. EDWARD M. CHEN
20 Judge of the U.S. District Court